

# **EXHIBIT C**

STATE OF NORTH CAROLINA  
COUNTY OF MECKLENBURG

FILED  
IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
2007 FEB 28 PM 4:13  
07-CVS-3344  
MAR 01 2007  
MECKLENBURG COUNTY, C.S.C.

RUTHERFORD CALVIN BRYSON,  
JR.,

Plaintiff,

v.

FIDELITY INFORMATION  
SERVICES, INC.; FIDELITY  
NATIONAL FINANCIAL, INC.;  
FIDELITY NATIONAL  
MANAGEMENT SERVICES, LLC;  
FIS MANAGEMENT SERVICES,  
LLC; FRANK R. SANCHEZ; GREG  
BYERLY; and FELIX MITCHELL,

Defendants.

BY \_\_\_\_\_

AFFIDAVIT OF SERVICE  
[FIDELITY INFORMATION SERVICES,  
INC.]

I, Jared E. Gardner, being first duly sworn, depose and say that:

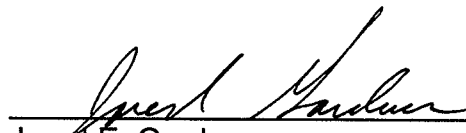
1. On February 20, 2007, a copy of a Civil Summons issued against Defendant Fidelity Information Services, Inc., and a copy of the Application and Order to Extend Time to File Complaint ("Application and Order") were deposited with the United States mail, certified mail, return receipt requested for delivery to CT Corporation System, 225 Hillsborough Street, Raleigh, NC 27603, in accordance with Rule 4 of the North Carolina Rules of Civil Procedure.

2. Defendant Fidelity Information Services, Inc., in fact received the Summons and Application and Order on February 23, 2007, as evidenced by the return receipt which is attached and marked Exhibit "A".

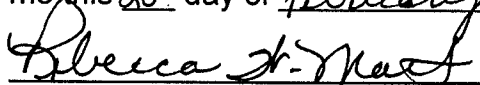
3. The original of the United States, certified mail, return receipt requested documentation is attached as "Exhibit A."

4. A copy of the Summons issued by the Clerk against Defendant Fidelity Information Services, Inc., with the Return of Service completed, is attached as "Exhibit B."

Respectfully submitted this the 28<sup>th</sup> day of February, 2007.

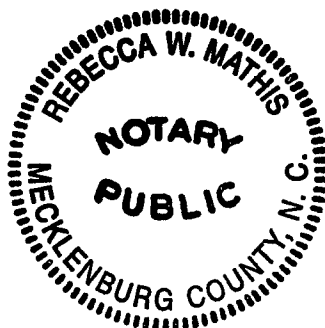
  
Jared E. Gardner

Sworn to and subscribed before  
me this 28<sup>th</sup> day of February, 2007.

  
Rebecca W. Mathis

Notary Public

My Commission Expires: 06/24/2011



## **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing **AFFIDAVIT OF SERVICE [Fidelity Information Services, Inc.]** has this date been served on Defendants by depositing a copy of same in the United States mail, sufficient postage prepaid, addressed as follows:

Fidelity Information Services, Inc.  
c/o CT Corporation System  
225 Hillsborough Street  
Raleigh, NC 27603

Fidelity National Financial, Inc.  
c/o the Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

Fidelity National Management Services, LLC  
c/o The Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

FIS Management Services, LLC  
c/o The Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

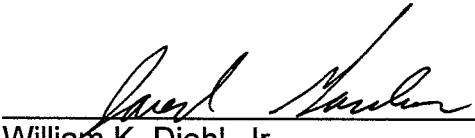
Frank R. Sanchez  
601 Riverside Avenue  
Jacksonville, FL 32204

Greg Byerly  
10172 Vineyard Lake Road East  
Jacksonville, FL 32256

Felix Mitchell  
601 Riverside Avenue  
Jacksonville, FL 32204

This 28<sup>th</sup> day of February, 2007.

**JAMES, McELROY & DIEHL, P.A.**



---

William K. Diehl, Jr.

[bdiehl@jmdlaw.com](mailto:bdiehl@jmdlaw.com)

Jared E. Gardner (N.C. Bar No. 28275)

[jgardner@jmdlaw.com](mailto:jgardner@jmdlaw.com)

600 South College Street

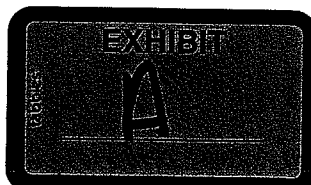
Suite 3000

Charlotte, NC 28202

Telephone: (704) 372-9870

*Attorneys for Plaintiff*

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature <i>Holly Frost</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p><i>Holly Frost, 1234 Main St, Apt 202, New York, NY 10001</i></p>		<p>B. Received by (Printed Name)</p>	<p>C. Date of Delivery</p>
<p>2. Article Number (Transfer from service label)</p> <p><i>FEB 23 2007</i></p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If YES, enter delivery address below:</p>	
<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>PS Form 3811, February 2004</p>		<p>Domestic Return Receipt</p>	
<p>7005 3110 0000 5320 4548</p>		<p>102595-02-M-1540</p>	



3344

STATE OF NORTH CAROLINA

MECKLENBURG County

File No.

Film No.

07CVS

In The General Court Of Justice

☐ District ☒ Superior Court Division

Name Of Plaintiff

RUTHERFORD CALVIN BRYSON, JR.

VERSUS

Name Of Defendant(s)

FIDELITY INFORMATION SERVICES, INC., ET AL.

**CIVIL SUMMONS  
TO BE SERVED WITH  
ORDER EXTENDING  
TIME TO FILE COMPLAINT**

G.S. 1A-1, Rule 4

TO:

Name And Address Of Defendant 1

Fidelity Information Services, Inc.  
c/o CT Corporation System  
225 Hillsborough Street  
Raleigh, North Carolina 27603

TO:

Name And Address Of Defendant 2

**A Civil Action Has Been Commenced Against You!**

You are notified to appear and answer the complaint of the plaintiff as follows:

1. Serve a copy of your written answer to the complaint upon the plaintiff or the plaintiff's attorney within thirty (30) days after you have been served with the complaint as authorized in the attached order. You may serve your answer by delivering a copy to the plaintiff or the plaintiff's attorney or by mailing a copy to one of them at his/her last known address.
2. File the original of the written answer with the Clerk of Superior Court of the county named above.

If you fail to answer the complaint, the plaintiff will apply to the Court for the relief demanded in the complaint.

Name And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff)

William K. Diehl, Jr.  
James, McElroy & Diehl, P.A.  
600 S. College Street, Suite 300  
Charlotte, NC 28202

Date

Signature

Time

☐ AM

☐ PM

☐ Deputy CSC

☐ Assistant CSC

☐ Clerk Of Superior Court



FILED  
IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
2007 FEB 28 PM 4:15  
07-CVS-3344  
MECKLENBURG COUNTY, C.S.C.

BY \_\_\_\_\_

MAR 01 2007

**AFFIDAVIT OF SERVICE**  
**[FIDELITY NATIONAL FINANCIAL, INC.]**

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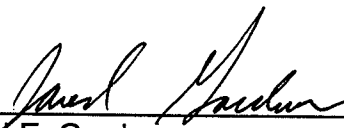
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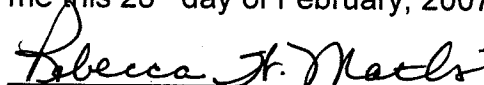


4. A copy of the Summons issued by the Clerk against Defendant Fidelity National Financial, Inc., with the Return of Service completed, is attached as "Exhibit B."

Respectfully submitted this the 28<sup>th</sup> day of February, 2007.

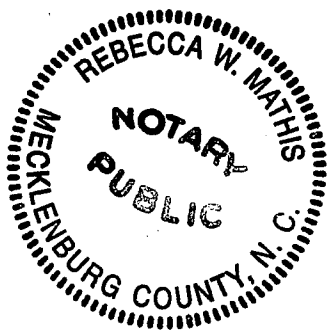
  
\_\_\_\_\_  
Jared E. Gardner

Sworn to and subscribed before  
me this 28<sup>th</sup> day of February, 2007.

  
\_\_\_\_\_  
Rebecca W. Mathis

Notary Public

My Commission Expires: 06/24/2011



## **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing **AFFIDAVIT OF SERVICE [Fidelity National Financial, Inc.]** has this date been served on Defendants by depositing a copy of same in the United States mail, sufficient postage prepaid, addressed as follows:

Fidelity Information Services, Inc.  
c/o CT Corporation System  
225 Hillsborough Street  
Raleigh, NC 27603

Fidelity National Financial, Inc.  
c/o the Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

Fidelity National Management Services, LLC  
c/o The Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

FIS Management Services, LLC  
c/o The Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

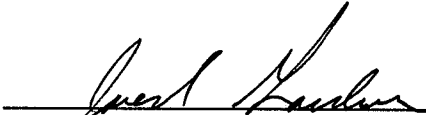
Frank R. Sanchez  
601 Riverside Avenue  
Jacksonville, FL 32204

Greg Byerly  
10172 Vineyard Lake Road East  
Jacksonville, FL 32256

Felix Mitchell  
601 Riverside Avenue  
Jacksonville, FL 32204

This 28<sup>th</sup> day of February, 2007.

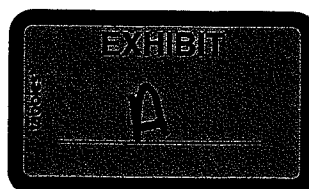
**JAMES, McELROY & DIEHL, P.A.**



---

William K. Diehl, Jr.  
bdiehl@jmdlaw.com  
Jared E. Gardner (N.C. Bar No. 28275)  
jgardner@jmdlaw.com  
600 South College Street  
Suite 3000  
Charlotte, NC 28202  
Telephone: (704) 372-9870  
*Attorneys for Plaintiff*

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>X <i>Scott Subasta</i></p>	
<p>1. Article Addressed to:</p> <p><i>[Redacted Address]</i></p>		<p>B. Received by (Printed Name) <input type="checkbox"/> C. Date of Delivery</p> <p><i>23 FEB 2007</i></p>	
		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes</p> <p>If YES, enter delivery address below: <input type="checkbox"/> No</p>	
		<p>Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>2. Article Number (Transfer from service label)</p>		<p>7005 3110 0000 5320 4555</p>	
<p>PS Form 3811, February 2004</p>		<p>Domestic Return Receipt</p>	
		<p>102595-02-M-1540</p>	



**STATE OF NORTH CAROLINA**MECKLENBURG CountyFile No. 2314Film No. 07CVS

In The General Court Of Justice

☐ District ☒ Superior Court Division

Name Of Plaintiff

RUTHERFORD CALVIN BRYSON, JR.

**VERSUS**

Name Of Defendant(s)

FIDELITY INFORMATION SERVICES, INC., ET AL.

**CIVIL SUMMONS  
TO BE SERVED WITH  
ORDER EXTENDING  
TIME TO FILE COMPLAINT**

G.S. 1A-1, Rule 4

**TO:**

Name And Address Of Defendant 1

Fidelity National Financial, Inc.  
c/o The Corporation Trust Company, Registered Agent  
Corporation Trust Center, 1209 Orange Street  
Wilmington, DE 19801**TO:**

Name And Address Of Defendant 2

**A Civil Action Has Been Commenced Against You!**

You are notified to appear and answer the complaint of the plaintiff as follows:

1. Serve a copy of your written answer to the complaint upon the plaintiff or the plaintiff's attorney within thirty (30) days after you have been served with the complaint as authorized in the attached order. You may serve your answer by delivering a copy to the plaintiff or the plaintiff's attorney or by mailing a copy to one of them at his/her last known address.
2. File the original of the written answer with the Clerk of Superior Court of the county named above.

If you fail to answer the complaint, the plaintiff will apply to the Court for the relief demanded in the complaint.

Name And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff)

William K. Diehl, Jr.  
James, McElroy & Diehl, P.A.  
600 S. College Street, Suite 300  
Charlotte, NC 28202

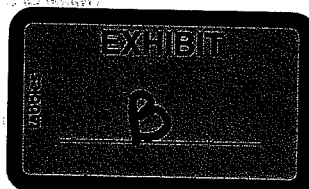
Date

2/20/07

Time

1152☒ AM  
☐ PM

Signature

☐ Deputy CSC☐ Assistant CSC☐ Clerk Of Superior Court

STATE OF NORTH CAROLINA  
COUNTY OF MECKLENBURG

FILED

IN THE GENERAL COURT OF JUSTICE

SUPERIOR COURT DIVISION

07-CVS-3344

MECKLENBURG COUNTY, C.S.C.

RUTHERFORD CALVIN BRYSON,  
JR.,

Plaintiff,

v.

FIDELITY INFORMATION  
SERVICES, INC.; FIDELITY  
NATIONAL FINANCIAL, INC.;  
FIDELITY NATIONAL  
MANAGEMENT SERVICES, LLC;  
FIS MANAGEMENT SERVICES,  
LLC; FRANK R. SANCHEZ; GREG  
BYERLY; and FELIX MITCHELL,

Defendants.

AFFIDAVIT OF SERVICE  
[FIS MANAGEMENT SERVICES, LLC]

I, Jared E. Gardner, being first duly sworn, depose and say that:

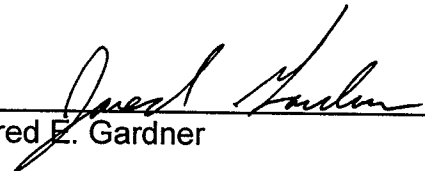
1. On February 20, 2007, a copy of a Civil Summons issued against Defendant FIS Management Services, LLC, and a copy of the Application and Order to Extend Time to File Complaint ("Application and Order") were deposited with the United States mail, certified mail, return receipt requested for delivery to The Corporation Trust Company, Corporation Trust Center, 1209 Orange Street, Wilmington, DE 19801, in accordance with Rule 4 of the North Carolina Rules of Civil Procedure.

2. Defendant FIS Management Services, LLC, in fact received the Summons and Application and Order to Extend Time to File Complaint ("Application and Order") on February 23, 2007, as evidenced by the return receipt which is attached and marked Exhibit "A".

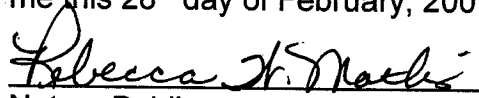
3. The original of the United States, certified mail, return receipt requested documentation is attached as "Exhibit A."

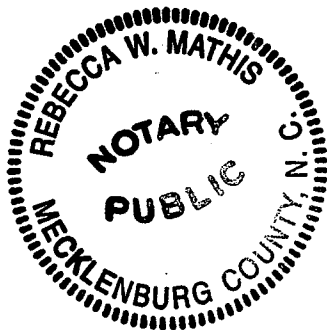
4. A copy of the Summons issued by the Clerk against Defendant FIS Management Services, LLC, with the Return of Service completed, is attached as "Exhibit B."

Respectfully submitted this the 28<sup>th</sup> day of February, 2007.

  
Jared E. Gardner

Sworn to and subscribed before  
me this 28<sup>th</sup> day of February, 2007.

  
Notary Public  
My Commission Expires: 06/24/2011



## CERTIFICATE OF SERVICE

I hereby certify that the foregoing **AFFIDAVIT OF SERVICE [FIS Management Services, LLC]** has this date been served on Defendants by depositing a copy of same in the United States mail, sufficient postage prepaid, addressed as follows:

Fidelity Information Services, Inc.  
c/o CT Corporation System  
225 Hillsborough Street  
Raleigh, NC 27603

Fidelity National Financial, Inc.  
c/o the Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

Fidelity National Management Services, LLC  
c/o The Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

FIS Management Services, LLC  
c/o The Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

Frank R. Sanchez  
601 Riverside Avenue  
Jacksonville, FL 32204

Greg Byerly  
10172 Vineyard Lake Road East  
Jacksonville, FL 32256



Felix Mitchell  
601 Riverside Avenue  
Jacksonville, FL 32204

This 28<sup>th</sup> day of February, 2007.

**JAMES, McELROY & DIEHL, P.A.**



---

William K. Diehl, Jr.

bdiehl@jmdlaw.com

Jared E. Gardner (N.C. Bar No. 28275)

jgardner@jmdlaw.com

600 South College Street

Suite 3000

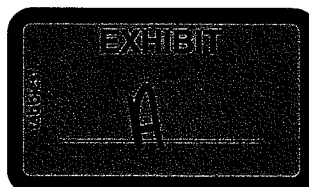
Charlotte, NC 28202

Telephone: (704) 372-9870

*Attorneys for Plaintiff*

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature <u><i>[Signature]</i></u> <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <u>23 FEB 2007</u> <input type="checkbox"/> Date of Delivery</p>	
<p>1. Article Addressed to:</p> <p><u>[Redacted Address]</u></p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes</p> <p>If YES, enter delivery address below: <input type="checkbox"/> No</p>	
		<p>E. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
<p>2. Article Number</p> <p>(Transfer from service label)</p>		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
		<p>7005 2570 0001 0561 9246</p>	

Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540



# STATE OF NORTH CAROLINA

MECKLENBURG County

File No.

Film No.

3414 07CVS

In The General Court Of Justice

☐ District ☒ Superior Court Division

Name Of Plaintiff

RUTHERFORD CALVIN BRYSON, JR.

**CIVIL SUMMONS**

**VERSUS**

**TO BE SERVED WITH**

Name Of Defendant(s)

FIDELITY INFORMATION SERVICES, INC., ET AL.

**ORDER EXTENDING  
TIME TO FILE COMPLAINT**

G.S. 1A-1, Rule 4

**TO:**

Name And Address Of Defendant 1

FIS Management Services, LLC  
c/o The Corporation Trust Company, Registered Agent  
Corporation Trust Center, 1209 Orange Street  
Wilmington, DE 19801

**TO:**

Name And Address Of Defendant 2

## A Civil Action Has Been Commenced Against You!

You are notified to appear and answer the complaint of the plaintiff as follows:

1. Serve a copy of your written answer to the complaint upon the plaintiff or the plaintiff's attorney within thirty (30) days after you have been served with the complaint as authorized in the attached order. You may serve your answer by delivering a copy to the plaintiff or the plaintiff's attorney or by mailing a copy to one of them at his/her last known address.
2. File the original of the written answer with the Clerk of Superior Court of the county named above.

If you fail to answer the complaint, the plaintiff will apply to the Court for the relief demanded in the complaint.

Name And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff)

William K. Diehl, Jr.  
James, McElroy & Diehl, P.A.  
600 S. College Street, Suite 300  
Charlotte, NC 28202

Date

Time

Signature

☐ Deputy CSC

☐ Assistant CSC

☐ Clerk Of Superior Court

EXHIBIT

6

STATE OF NORTH CAROLINA

FILED

IN THE GENERAL COURT OF JUSTICE

COUNTY OF MECKLENBURG

2007 MAR -7 AM 11:58

SUPERIOR COURT DIVISION

07-CVS-3344

MECKLENBURG COUNTY, C.S.C.

RUTHERFORD CALVIN BRYSON,

JR.,

Plaintiff,

v.

FIDELITY INFORMATION

SERVICES, INC.; FIDELITY

NATIONAL FINANCIAL, INC.;

FIDELITY NATIONAL

MANAGEMENT SERVICES, LLC;

FIS MANAGEMENT SERVICES,

LLC; FRANK R. SANCHEZ; GREG

BYERLY; and FELIX MITCHELL,

Defendants.

AFFIDAVIT OF SERVICE  
[FRANK R. SANCHEZ]

MAR 08 2007

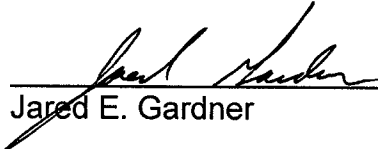
I, Jared E. Gardner, being first duly sworn, depose and say that:

1. On February 20, 2007, a copy of a Civil Summons issued against Defendant Frank R. Sanchez, and a copy of the Application and Order to Extend Time to File Complaint ("Application and Order") were deposited with the United States mail, certified mail, restricted delivery to Frank R. Sanchez, return receipt requested for delivery to Frank R. Sanchez, 601 Riverside Avenue, Jacksonville, FL 32204, in accordance with Rule 4 of the North Carolina Rules of Civil Procedure.

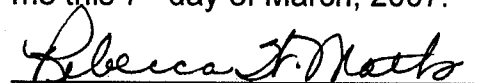
2. Defendant Frank R. Sanchez, in fact received the Summons and Application and Order on February 22, 2007, as evidenced by the Track & Confirm printout from the United States Postal Service website which is attached and marked "Exhibit A".

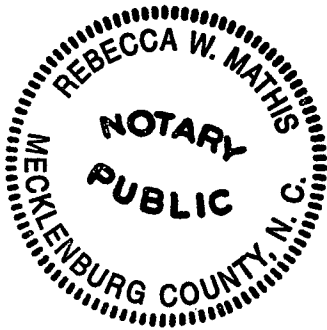
3. A copy of the Summons issued by the Clerk against Defendant Frank R. Sanchez, with the Return of Service completed, is attached as "Exhibit B."

Respectfully submitted this the 7<sup>th</sup> day of March, 2007.

  
Jared E. Gardner

Sworn to and subscribed before  
me this 7<sup>th</sup> day of March, 2007.

  
Notary Public  
My Commission Expires: 06/24/2011



### CERTIFICATE OF SERVICE

I hereby certify that the foregoing **AFFIDAVIT OF SERVICE [FRANK R. SANCHEZ]** has this date been served on Defendants by depositing a copy of same in the United States mail, sufficient postage prepaid, addressed as follows:

Fidelity Information Services, Inc.  
c/o CT Corporation System  
225 Hillsborough Street  
Raleigh, NC 27603

Fidelity National Financial, Inc.  
c/o the Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

Fidelity National Management Services, LLC  
c/o The Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

FIS Management Services, LLC  
c/o The Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

Frank R. Sanchez  
601 Riverside Avenue  
Jacksonville, FL 32204

Greg Byerly  
10172 Vineyard Lake Road East  
Jacksonville, FL 32256

Felix Mitchell  
601 Riverside Avenue  
Jacksonville, FL 32204

This 7<sup>th</sup> day of March, 2007.

**JAMES, McELROY & DIEHL, P.A.**



---

William K. Diehl, Jr. (N.C. Bar No. 1187)  
bdiehl@jmdlaw.com  
Jared E. Gardner (N.C. Bar No. 28275)  
jgardner@jmdlaw.com  
600 South College Street  
Suite 3000  
Charlotte, NC 28202  
Telephone: (704) 372-9870  
*Attorneys for Plaintiff*

[Home](#) | [Help](#) | [Sign In](#)[Track & Confirm](#)[FAQs](#)

## Track & Confirm

### Search Results

Label/Receipt Number: 7005 3110 0000 5321 2512

Detailed Results:

- Delivered, February 22, 2007, 9:39 am, JACKSONVILLE, FL 32204
- Arrival at Unit, February 22, 2007, 8:04 am, JACKSONVILLE, FL 32205

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### Track & Confirm

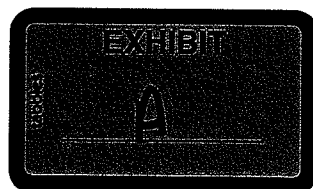
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# STATE OF NORTH CAROLINA

MECKLENBURG County

File No.

Film No.

07CVS

In The General Court Of Justice

☐ District ☒ Superior Court Division

Name Of Plaintiff

RUTHERFORD CALVIN BRYSON, JR.

VERSUS

Name Of Defendant(s)

FIDELITY INFORMATION SERVICES, INC., ET AL.

## CIVIL SUMMONS TO BE SERVED WITH ORDER EXTENDING TIME TO FILE COMPLAINT

G.S. 1A-1, Rule 4

TO:

Name And Address Of Defendant 1

Felix Mitchell  
601 Riverside Avenue  
Jacksonville, FL 32204

TO:

Name And Address Of Defendant 2

### A Civil Action Has Been Commenced Against You!

You are notified to appear and answer the complaint of the plaintiff as follows:

1. Serve a copy of your written answer to the complaint upon the plaintiff or the plaintiff's attorney within thirty (30) days after you have been served with the complaint as authorized in the attached order. You may serve your answer by delivering a copy to the plaintiff or the plaintiff's attorney or by mailing a copy to one of them at his/her last known address.
2. File the original of the written answer with the Clerk of Superior Court of the county named above.

If you fail to answer the complaint, the plaintiff will apply to the Court for the relief demanded in the complaint.

Name And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff)

William K. Diehl, Jr.  
James, McElroy & Diehl, P.A.  
600 S. College Street, Suite 300  
Charlotte, NC 28202

Date

Signature

Time

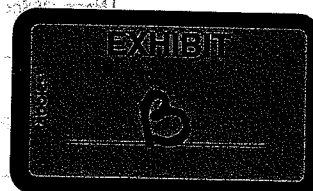
☒ AM

☐ PM

☒ Deputy CSC

☐ Assistant CSC

☐ Clerk Of Superior Court



STATE OF NORTH CAROLINA

FILED

IN THE GENERAL COURT OF JUSTICE

MAR 01 2007

2007 FEB 28 PM 4:13

SUPERIOR COURT DIVISION

COUNTY OF MECKLENBURG

07-CVS-3344

MECKLENBURG COUNTY, C.S.C.

BY  
RUTHERFORD CALVIN BRYSON, JR.,

Plaintiff,

v.

FIDELITY INFORMATION  
SERVICES, INC.; FIDELITY  
NATIONAL FINANCIAL, INC.;  
FIDELITY NATIONAL  
MANAGEMENT SERVICES, LLC;  
FIS MANAGEMENT SERVICES,  
LLC; FRANK R. SANCHEZ; GREG  
BYERLY; and FELIX MITCHELL,

Defendants.

AFFIDAVIT OF SERVICE  
[GREG BYERLY]

I, Jared E. Gardner, being first duly sworn, depose and say that:

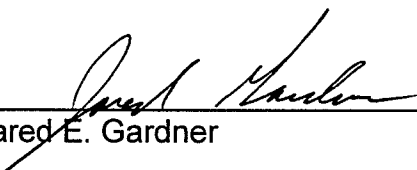
1. On February 20, 2007, a copy of a Civil Summons issued against Defendant Greg Byerly, and a copy of the Application and Order to Extend Time to File Complaint ("Application and Order") were deposited with the United States mail, certified mail, return receipt requested for delivery to Greg Byerly, 10172 Vineyard Lake Road East, Jacksonville, FL 32256, in accordance with Rule 4 of the North Carolina Rules of Civil Procedure.

2. Defendant Greg Byerly, in fact received the Summons and Application and Order on February 22, 2007, as evidenced by the return receipt which is attached and marked Exhibit "A".

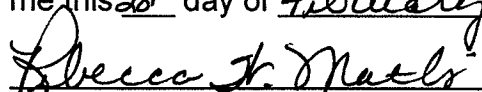
3. The original of the United States, certified mail, return receipt requested documentation is attached as "Exhibit A."

4. A copy of the Summons issued by the Clerk against Defendant Greg Byerly, with the Return of Service completed, is attached as "Exhibit B."

Respectfully submitted this the 28<sup>th</sup> day of February, 2007.

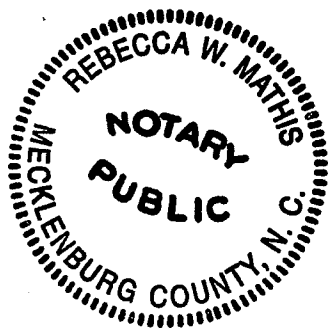
  
Jared E. Gardner

Sworn to and subscribed before  
me this 28<sup>th</sup> day of February, 2007.

  
Rebecca W. Mathis

Notary Public

My Commission Expires: 06/24/2011



## **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing **AFFIDAVIT OF SERVICE [Greg Byerly]** has this date been served on Defendants by depositing a copy of same in the United States mail, sufficient postage prepaid, addressed as follows:

Fidelity Information Services, Inc.  
c/o CT Corporation System  
225 Hillsborough Street  
Raleigh, NC 27603

Fidelity National Financial, Inc.  
c/o the Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

Fidelity National Management Services, LLC  
c/o The Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

FIS Management Services, LLC  
c/o The Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

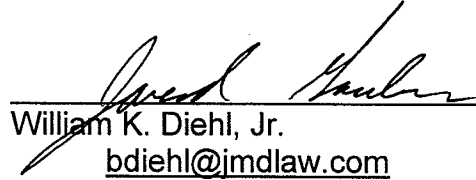
Frank R. Sanchez  
601 Riverside Avenue  
Jacksonville, FL 32204

Greg Byerly  
10172 Vineyard Lake Road East  
Jacksonville, FL 32256

Felix Mitchell  
601 Riverside Avenue  
Jacksonville, FL 32204

This 28<sup>th</sup> day of February, 2007.

**JAMES, McELROY & DIEHL, P.A.**



---

William K. Diehl, Jr.

[bdiehl@jmdlaw.com](mailto:bdiehl@jmdlaw.com)

Jared E. Gardner (N.C. Bar No. 28275)

[jgardner@jmdlaw.com](mailto:jgardner@jmdlaw.com)

600 South College Street

Suite 3000

Charlotte, NC 28202

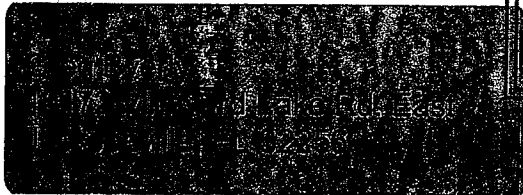
Telephone: (704) 372-9870

*Attorneys for Plaintiff*

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

2. Article Number  
(Transfer from service label)

7006 2760 0002 8183 8349

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

☐ Agent  
☐ Addressee

B. Received By (Printed Name)

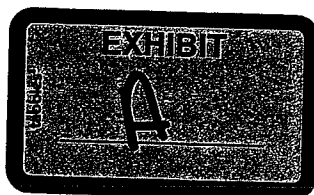
C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☒ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

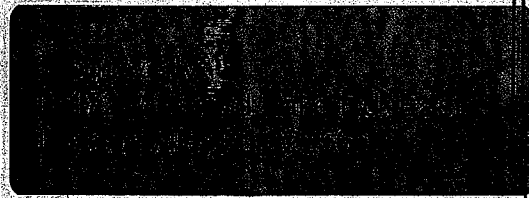
4. Restricted Delivery? (Extra Fee)

☐ Yes

**SENDER: COMPLETE THIS SECTION**

- Complete Items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:



2. Article Number

(Transfer from service label)

7006 2760 0002 8183 8349

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

☐ Agent☐ Addressee

B. Received By (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?

☐ Yes

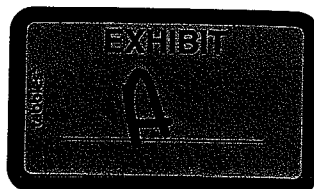
If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail☐ Express Mail☐ Registered☒ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

# STATE OF NORTH CAROLINA

MECKLENBURG

County

File No.

Film No.

07CVS

In The General Court Of Justice

☐ District ☒ Superior Court Division

Name Of Plaintiff

RUTHERFORD CALVIN BRYSON, JR.

VERSUS

Name Of Defendant(s)

FIDELITY INFORMATION SERVICES, INC., ET AL.

**CIVIL SUMMONS**

**TO BE SERVED WITH**

**ORDER EXTENDING**

**TIME TO FILE COMPLAINT**

G.S. 1A-1, Rule 4

TO:

Name And Address Of Defendant 1

Greg Byerly  
10172 Vineyard Lake Road East  
Jacksonville, FL 32256

TO:

Name And Address Of Defendant 2

## A Civil Action Has Been Commenced Against You!

You are notified to appear and answer the complaint of the plaintiff as follows:

1. Serve a copy of your written answer to the complaint upon the plaintiff or the plaintiff's attorney within thirty (30) days after you have been served with the complaint as authorized in the attached order. You may serve your answer by delivering a copy to the plaintiff or the plaintiff's attorney or by mailing a copy to one of them at his/her last known address.
2. File the original of the written answer with the Clerk of Superior Court of the county named above.

If you fail to answer the complaint, the plaintiff will apply to the Court for the relief demanded in the complaint.

Name And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff)

William K. Diehl, Jr.  
James, McElroy & Diehl, P.A.  
600 S. College Street, Suite 300  
Charlotte, NC 28202

Date

Signature

Time

AM

PM

☒ Deputy CSC

☐ Assistant CSC

☐ Clerk Of Superior Court

EXHIBIT

(Over)



FILED

STATE OF NORTH CAROLINA

IN THE GENERAL COURT OF JUSTICE

2007 MAR -8 PM 12:02

SUPERIOR COURT DIVISION

COUNTY OF MECKLENBURG

07-CVS-3344

MECKLENBURG COUNTY, C.S.C.

BY

RUTHERFORD CALVIN BRYSON,  
JR.,

Plaintiff,

v.

FIDELITY INFORMATION  
SERVICES, INC.; FIDELITY  
NATIONAL FINANCIAL, INC.;  
FIDELITY NATIONAL  
MANAGEMENT SERVICES, LLC;  
FIS MANAGEMENT SERVICES,  
LLC; FRANK R. SANCHEZ; GREG  
BYERLY; and FELIX MITCHELL,

Defendants.

AFFIDAVIT OF SERVICE  
[FELIX MITCHELL]

MAR 09 2007

I, Jeffrey A. Long, being first duly sworn, depose and say that:

1. On February 20, 2007, a copy of a Civil Summons issued against Defendant Felix Mitchell, and a copy of the Application and Order to Extend Time to File Complaint ("Application and Order") were deposited with the United States mail, certified mail, restricted delivery to Felix Mitchell, return receipt requested for delivery to Felix Mitchell, 601 Riverside Avenue, Jacksonville, FL 32204, in accordance with Rule 4 of the North Carolina Rules of Civil Procedure.


2. Defendant Felix Mitchell, in fact received the Summons and Application and Order on February 22, 2007, as evidenced by the Track & Confirm printout from the United States Postal Service website which is attached and marked "Exhibit A".

3. A copy of the Summons issued by the Clerk against Defendant Felix Mitchell, with the Return of Service completed, is attached as "Exhibit B."

Respectfully submitted this the 7<sup>th</sup> day of March, 2007.

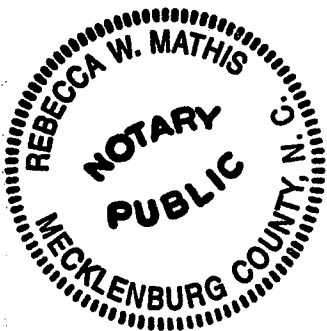
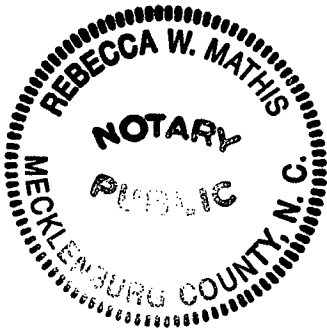
  
Jeffrey A. Long

Sworn to and subscribed before  
me this 7<sup>th</sup> day of March, 2007.



Notary Public

My Commission Expires: 06/24/2011



### **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing **AFFIDAVIT OF SERVICE [FELIX MITCHELL]** has this date been served on Defendants by depositing a copy of same in the United States mail, sufficient postage prepaid, addressed as follows:

Fidelity Information Services, Inc.  
c/o CT Corporation System  
225 Hillsborough Street  
Raleigh, NC 27603

Fidelity National Financial, Inc.  
c/o the Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

Fidelity Nat'l Management Services, LLC  
c/o The Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

FIS Management Services, LLC  
c/o The Corporation Trust Company, as Registered Agent  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

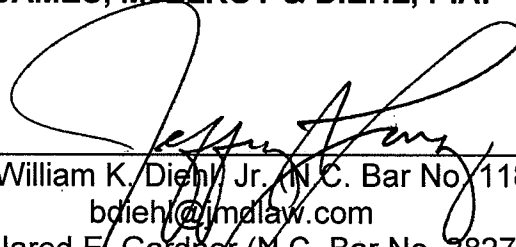
Frank R. Sanchez  
601 Riverside Avenue  
Jacksonville, FL 32204

Greg Byerly  
10172 Vineyard Lake Road East  
Jacksonville, FL 32256

Felix Mitchell  
601 Riverside Avenue  
Jacksonville, FL 32204

This 7<sup>th</sup> day of March, 2007.

**JAMES, McELROY & DIEHL, P.A.**



William K. Diehl Jr. (N.C. Bar No. 1187)  
bdiehl@jmdlaw.com

Jared E. Gardner (N.C. Bar No. 28275)  
jgardner@jmdlaw.com

Jeffrey A. Long  
jefflong@jmdlaw.com

600 South College Street

Suite 3000

Charlotte, NC 28202

Telephone: (704) 372-9870

*Attorneys for Plaintiff*

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## Track & Confirm

### Search Results

Label/Receipt Number: 7005 3110 0000 5321 2512

Detailed Results:

- Delivered, February 22, 2007, 9:39 am, JACKSONVILLE, FL 32204
- Arrival at Unit, February 22, 2007, 8:04 am, JACKSONVILLE, FL 32205

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### Track & Confirm

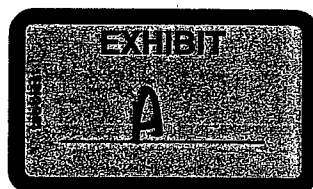
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**STATE OF NORTH CAROLINA**MECKLENBURG CountyFile No. **3744**

07CVS

Film No.

In The General Court Of Justice

☐ District ☒ Superior Court Division

Name Of Plaintiff

RUTHERFORD CALVIN BRYSON, JR.

**VERSUS**

Name Of Defendant(s)

FIDELITY INFORMATION SERVICES, INC., ET AL.

**CIVIL SUMMONS  
TO BE SERVED WITH  
ORDER EXTENDING  
TIME TO FILE COMPLAINT**

G.S. 1A-1, Rule 4

**TO:**

Name And Address Of Defendant 1

Felix Mitchell  
601 Riverside Avenue  
Jacksonville, FL 32204**TO:**

Name And Address Of Defendant 2

**A Civil Action Has Been Commenced Against You!**

You are notified to appear and answer the complaint of the plaintiff as follows:

1. Serve a copy of your written answer to the complaint upon the plaintiff or the plaintiff's attorney within thirty (30) days after you have been served with the complaint as authorized in the attached order. You may serve your answer by delivering a copy to the plaintiff or the plaintiff's attorney or by mailing a copy to one of them at his/her last known address.
2. File the original of the written answer with the Clerk of Superior Court of the county named above.

If you fail to answer the complaint, the plaintiff will apply to the Court for the relief demanded in the complaint.

Name And Address Of Plaintiff's Attorney (If None, Address Of Plaintiff)

William K. Diehl, Jr.  
James, McElroy & Diehl, P.A.  
600 S. College Street, Suite 300  
Charlotte, NC 28202

Date

2/20/07

Time

11:52

☐ AM☐ PM

Signature

☒ Deputy CSC☐ Assistant CSC☐ Clerk Of Superior Court